

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CARL A. WESCOTT,
Plaintiff,

v.

ROBERT N. WEAVER, et al.,
Defendants.


Case No. [22-cv-04288-AGT](#)

REASSIGNMENT ORDER

Two defendants, Frederick Fiechter and David Zeff, haven't been served and haven't consented to magistrate jurisdiction. Without the consent of all parties, the undersigned cannot resolve the third defendant's, Robert Weaver's, pending motion to strike plaintiff's entire complaint. *See* Dkt. 13; *Branch v. Umphenour*, 936 F.3d 994, 1005 (9th Cir. 2019) ("[A]ll defendants, even unserved defendants, must consent before a magistrate judge can issue dispositive orders, such as an order dismissing a claim."). The Clerk of the Court is directed to reassign this case to a district judge for further proceedings. The hearing on Weaver's motion to strike is vacated but may be rescheduled by the newly assigned district judge.

IT IS SO ORDERED.

Dated: December 1, 2022

A handwritten signature in black ink, appearing to read 'Alex G. Tse', is written over a horizontal line.

Alex G. Tse
United States Magistrate Judge